

April 17, 2018

**ERIE COUNTY COUNCIL – Regular Meeting**

Chairman Foust called to order a Regular Meeting of the Erie County Council at 7:00 p.m. at the Erie County Council Chambers, 140 West 6<sup>th</sup> Street, Room 117, Erie, PA. Following the Pledge of Allegiance, Mrs. Loll read the following prayer:

“Let us pray. In a world always in turmoil, we must always work toward calm, peace and understanding of each other. Help us to work to make our small area of the world at peace. Teach us to work together toward a common goal and not against each other or for our own selfish end. Take into consideration the best for the most. Grant courage to those who struggle. Give strength to those who seek justice and resist evil. We thank you that we are not alone, that You are present and work with us. Reunite and make new all who live in your world. Help us always share peace with those who are in conflict. In Jesus’ name we pray. Amen.”.

**Roll Call**

Following the Pledge of Allegiance, the County Clerk called the roll:

Members Present: Mr. Anderson  
Mrs. Fatica  
Mr. Horton  
Mr. Leone  
Mrs. Loll  
Mr. Rastetter  
Dr. Foust

Members Absent: None.

Also Present: Douglas R. Smith, County Clerk  
Sue Ellen Pasquale, Manager of Accounting  
James Sparber, Director of Finance  
Thomas Talarico, Solicitor

**Special Presentation  
To Joseph Maloney**

Dr. Foust presented Joe Maloney with a citation for his 39 years of service to County Council and the citizens of Erie County. Dr. Foust stated that Mr. Maloney has been invaluable to Erie County and that it’s tough to calculate the positive impact that Mr. Maloney has had on Erie County. Over 38 years, he’s attended some 2,800 meetings and has saved millions of dollars with his financial advice. This has earned him the everlasting gratitude of most Council members, past County Executives, and the undying gratitude from the citizens of Erie County. Dr. Foust thanked Mr. Maloney for his outstanding service of 39 years. Dr. Foust is proud to call Mr. Maloney a colleague and friend and thanked him for all he’s done for the community.

Mr. Maloney thanked Council and commented that he has worked on numerous projects in the County and he met a lot of good people he values as friends. He really enjoyed his time and he is pleased with what was accomplished in his 39 years with the County.

Mr. Leone stated he is going to miss Mr. Maloney as they have been working together since 1979. He feels Mr. Maloney has done an excellent job since he was appointed and he would tell anyone that Mr. Maloney is very valuable, will be difficult to replace if he could be replaced at all. Mr. Leone doesn’t feel anyone will be able to take Mr. Maloney’s place and that is the sad part of the situation.

Mr. Horton thanked Mr. Maloney for making his first four years a lot easier than it could have been. He has been grateful to have someone like Mr. Maloney to lean on. Mr. Horton thought he knew a lot when he first came to Council but in sitting next to Mr. Maloney the last four years, he was humbled at how much he didn’t know. There was a lot to learn in a short period of time and Mr. Horton feels this is a pivotal time in Erie County. As important as the next four years are, Mr.

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Horton would say that the last four years were equally important. He can't begin to thank him for the work he's done on the community college and when this is accomplished it will be attributed to Joe Maloney and it will be a gift to the 280,000 residents of Erie County and a gift that keeps on giving. They could not have done it without Mr. Maloney.

Mrs. Fatica commented after her husband passed away and Mr. Maloney said whenever you're ready we can go over the budget. Mrs. Fatica was very grateful for someone who is not only knowledgeable in this field, but able to break things down so that someone just starting out understands. She feels this is a very valuable gift and she is going to miss Mr. Maloney for what he's done for Council.

Mrs. Loll stated that Mr. Maloney taught her a lot about budgets. She feels that going over the budget by department and the help he provided was a benefit to Erie County. She thanked Mr. Maloney for all of his work and dedication.

Mr. Anderson commented jokingly that he was worried that he and Scott were too much and that's why Mr. Maloney was leaving. They have worked on many community service projects and he has the greatest respect for Mr. Maloney as a member of the community both professionally and personally. He wished Mr. Maloney the best on his new endeavors.

Mr. Rastetter commented that he's only known him a couple months and he appreciates all Mr. Maloney has done to groom the members of Council.

Dr. Foust recognized Mr. Maloney's wife, Penny, in the audience, along with former council members in attendance at tonight's meeting, including Mr. Gary Bukowski, an original member of Erie County Council; Mr. Dave Mitchell, current Mayor of Corry; and Charlie Augustine, who represented Millcreek at one time. Dr. Foust again thanked Mr. Maloney for his service and stated he will be missed immensely.

#### **Hearing of The Public**

Jason Brendel; Erie PA; Mr. Brendel thanked Council for his five minutes. He apologized for his actions, behavior, and wanted to regain Council's trust and respect. He is sorry if they had to question him or his motives. He then asked Council about what they are doing for the farmers regarding Dean Foods who bought out Meadowbrook Dairy. He hopes that Council helps them and hopes that the farmers won't have to shut down their farms. He then discussed discharge papers that could help look at how citizens are care for. He was discharged from Stairways Behavioral Health and this clinic does indicate how social and political exclusion is the wrong message. How others have treated him is psychologically wrong. He thanked Council for including him, accepting him, and welcoming him as a human. He believes in Erie and believes in Council and never wanted to lash out negatively. He is always trying to refine himself, redesign himself; he is sorry. He was never here to harm, hurt, or threaten any citizen. He handed out a packet about the LGBT legislation in the Commonwealth and he has legislation that he hopes Erie County looks at regarding gay conversion therapy. He is willing to work with Erie County Council and Erie City Council to help the municipal equality index and pass gay conversion therapy legislation. He wants make sure there are great things happening. He has attended HRC meetings; and he has been active in Erie. He would like to know if Council would pass legislation on banning gay conversion therapy and stated that Erie County, NY just passed it last month.

Rita Yannayon; city of Erie; AFSCME president and County employee; Ms. Yannayon encouraged the support of passage of Ordinance 34, raising two very well deserving Sheriff deputies to the position of Corporal. She thanked them for their consideration of this ordinance.

David Mitchell; City of Corry, PA; Mr. Mitchell stated he would not pass up this opportunity to say a few words about Joe Maloney. He agrees with Council's remarks and one thing he missed since retiring is the cinnamon rolls. Mr. Mitchell always considered Mr. Maloney the 8<sup>th</sup> Councilman and honored him with that designation because he was many times the rock that steadied them. Mr. Maloney steered Council in the right direction and Joe was the calm person to get Council in the right direction. He considers Mr. Maloney a personal friend and his work at Presque Isle has been remarkable. Mr. Mitchell also commented that the County also sadly will be

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losing Sue Ellen and he wanted to honor her as well. Mr. Mitchell appreciates all the hard work that has been done by her for Erie County and County Council over the years.

Mr. Leone recognized Paul Foust, a former colleague in the audience. Mr. Leone considers him a dear friend and close colleague. They were pretty close and Mr. Leone was happy to see him here.

**Approval of Minutes**

Mr. Leone moved to approve the minutes from the April 3, 2018, Regular Meeting. This was seconded by Mr. Horton and carried in a unanimous roll call vote.

**Reports of  
County Officials**

Mrs. Fatica stated that the Finance Committee met on April 12, 2018, and agreed to place Ordinances 32 and 33 under New Business on the agenda.

Mr. Horton stated that the Personnel Committee met immediately following the Finance Committee meeting and agreed to place Ordinance 31 under Old Business and Ordinance 34 under New Business.

Mr. Anderson discussed the NACO meeting and the farm bill program discussing Dean Foods and Walmart and the Pennsylvania situation. They were not aware that it was happening and were glad to know about it and thought that there were some potential solutions working with dairy farmers. They will contact Harrisburg and CCAP to discuss the issue regarding Pennsylvania dairy farmers. He then thanked his colleagues for their support of Resolution 32, 2018. He also thanked and recognized Mr. Gary Bukowski as the first representative of District 4.

Dr. Foust recognized Boy Scout Troop 104 from Lakewood United Methodist Church. The Troop was attending the meeting to earn their communications merit badge. Dr. Foust thanked them for coming and hoped the meeting would enlighten them to some degree.

Dr. Foust then explained to the audience that ordinances in the County need to be voted on twice, so these under Old Business have already had one reading and they will be voted on up or down. Some of them will be voted on to be moved to 2<sup>nd</sup> readings to take advantage of issues of timeliness, and others will only be read once and voted on at the next meeting. There will be one resolution, which requires one reading so there is a distinction between the two. He also explained that the projector screen shows more information on each item on the agenda. He offered members of the audience to stay after the meeting if they had any questions.

**OLD BUSINESS**

**Ord. 31, 2018 – PF  
SA for Comm. &  
Econ. Dev. Data  
Collection**

Mr. Leone moved to table this ordinance, which was seconded by Mr. Anderson and carried in a unanimous roll call vote.

**Motion to Amend  
Agenda**

Mr. Leone moved to amend the agenda and move Ordinances 32-34 to second readings, and add Resolution Number 32. This was seconded by Mr. Horton and carried in a unanimous roll call vote.

**NEW BUSINESS**

**Ord. 32, 2018 – OCY  
SA for Incredible Years  
Grant**

Mr. Smith gave a second reading of Ordinance Number 32, 2018, “First 2018 Children & Youth Services Fund Budget Supplemental Appropriation of \$180,112 and New Line Items for Incredible Years Grant”. This was moved by Mr. Horton, seconded by Mr. Leone, and carried in a unanimous roll call vote.

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**Ord. 33, 2018 – OCY  
Rev. Exp. & Creation  
Of Expense Line**

Mr. Smith gave a second reading of Ordinance Number 33, 2018, “2018 Children & Youth Services Fund Budget Revised Expenditures of \$5,000 for the Creation of an Expense Line Item Due to Court Ordered Placement”. This was moved by Mr. Leone, seconded by Mrs. Fatica, and carried in a unanimous roll call vote.

**Ord. 34, 2018 – GF  
SA for Promotion of  
Two Sheriff Deputies**

Mr. Smith gave a second reading of Ordinance Number 34, 2018, “Sixteenth 2018 General Fund Budget Supplemental Appropriation of \$716 for Promotion of Two Sheriff Deputies to Corporal and Add On Pay Associated”. This was moved by Mr. Horton, seconded by Mr. Leone, and carried in a unanimous roll call vote.

**Res. 32, 2018 – Global  
Youth Service Day**

Mr. Smith gave a reading of Resolution Number 32, 2018, “Proclaiming April 21, 2018 Global Youth Service Day in Erie County, Pennsylvania”. This was moved by Mr. Horton, seconded by Mr. Anderson, and carried in a unanimous roll call vote.

There being no further business, the meeting then adjourned at 7:28 p.m.

Deneé M. Breter, Council Secretary

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